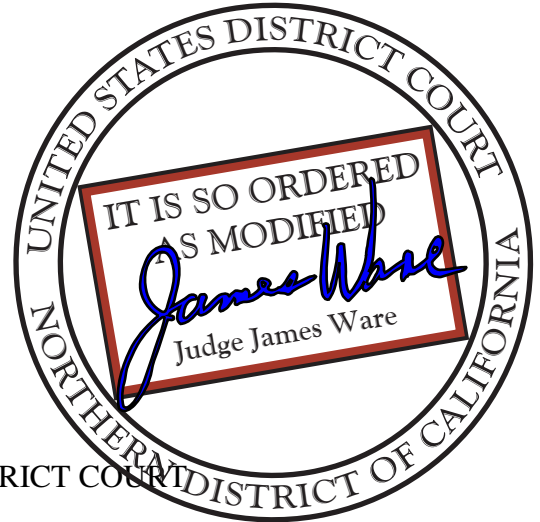COUGHLIN STOIA GELLER
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Lead Counsel for Plaintiffs

IT IS SO ORDERED
AS MODIFIED
James Ware
Judge James Ware

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

In re UTSTARCOM, INC. SECURITIES LITIGATION	))) Master File No. C-04-4908-JW(PVT)
	) CLASS ACTION
This Document Relates To:	) STIPULATION AND [PROPOSED] ORDER
	) REGARDING CLASS CERTIFICATION
ALL ACTIONS.	) BRIEFING SCHEDULE
	)

1   WHEREAS, on April 29, 2009, this Court entered a Scheduling Order that, *inter alia*,

2 required plaintiffs to file their Motion for Class Certification on July 10, 2009; required defendants

3 to file their oppositions to class certification on August 7, 2009; required plaintiffs to file their reply

4 in support of class certification on September 4, 2009; and set the class certification hearing for

5 September 21, 2009 at 9:00 a.m.;

6   WHEREAS, defendant UTStarcom, Inc. served plaintiffs with document requests,

7 interrogatories and deposition notices related to class certification on May 6, 2009;

8   WHEREAS, plaintiffs will serve their responses and objections to the document requests and

9 interrogatories on June 5, 2009;

10   WHEREAS, the parties are in the process of scheduling a mediation in August 2009 in an

11 effort to settle the case; and

12   WHEREAS, the parties wish to participate in a mediation before expending time and

13 resources on class certification briefing and discovery;

14   NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties,

15 through their undersigned counsel, as follows:

16   1.   Plaintiffs shall file and serve their Motion for Class Certification on September 25,

17 2009;

18   2.   Defendants shall file and serve their responses to plaintiffs' Motion for Class

19 Certification on October 23, 2009;

20   3.   Plaintiffs shall file and serve their reply in support of their Motion for Class

21 Certification on November 20, 2009; and

22   4.   The hearing on plaintiffs' Motion for Class Certification shall be on December 7,

23 2009 at 9:00 a.m.

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STIPULATION AND [PROPOSED] ORDER REGARDING CLASS CERTIFICATION BRIEFING
SCHEDULE - C-04-4908-JW(PVT)   - 1 -

1   IT IS SO STIPULATED.

2   DATED: May 28, 2009   COUGHLIN STOIA GELLER
                                                RUDMAN & ROBBINS LLP
3   CHRISTOPHER P. SEEFER
                                              SHIRLEY H. HUANG
4

5
                                                    /s/ Christopher P. Seefer
6   CHRISTOPHER P. SEEFER

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                                              Lead Counsel for Plaintiffs
10
     DATED: May 28, 2009   WILSON SONSINI GOODRICH & ROSATI,
11   P.C.
                                              BORIS FELDMAN
12   TERRY T. JOHNSON
                                              BAHRAM SEYEDIN-NOOR
13

14
                                                    /s/ Bahram Seyedin-Noor
15   BAHRAM SEYEDIN-NOOR

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18
                                              Attorneys for Defendants UTStarcom, Inc., Hong
19   Liang Lu, Michael J. Sophie, Ying Wu and
                                              Thomas J. Toy
20
     DATED: May 28, 2009   SULLIVAN & CROMWELL LLP
21   JASON DE BRETTEVILLE
                                              AMIE D. ROONEY
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24   /s/ Jason de Bretteville
                                              JASON DE BRETTEVILLE
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STIPULATION AND [PROPOSED] ORDER REGARDING CLASS CERTIFICATION BRIEFING
SCHEDULE - C-04-4908-JW(PVT)   - 2 -

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Attorneys for Defendants SoftBank Holdings,
Inc., SoftBank Corporation and SoftBank
America, Inc.

I, Christopher P. Seefer, am the ECF User whose ID and password are being used to file this

Stipulation and [Proposed] Order Regarding Class Certification Briefing Schedule. In compliance

with General Order No. 45, X.B., I hereby attest that Bahram Seyedin-Noor and Jason de Bretteville

have concurred in this filing.

<div align="right">

/s/ Christopher P. Seefer
CHRISTOPHER P. SEEFER

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*   *   *

O R D E R

</div>

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The parties may not modify the above schedule without first seeking leave of Court.

DATED: June 11, 2009 _____
THE HONORABLE JAMES WARE
UNITED STATES DISTRICT JUDGE

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STIPULATION AND [PROPOSED] ORDER REGARDING CLASS CERTIFICATION BRIEFING
SCHEDULE - C-04-4908-JW(PVT)   - 3 -